



**EUROPEAN COMMISSION**

Directorate-General for Trade  
Directorate H – Trade Defence

Investigations IV & Relations with third countries for Trade Defence matters

Brussels, 23.04.2020  
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*Limited\**

**NOTE FOR THE ATTENTION OF  
THE MEMBERS OF THE COMMITTEE ON SAFEGUARDS  
AND COMMON RULES FOR EXPORTS**

**Subject: Draft Implementing Regulation making the exportation of certain products subject to the production of an export authorisation – outcome written procedure**

Dear Members of the Committee,

Thank you very much for the opinion you sent to us in connection with the above mentioned draft implementing Regulation.

I would like to inform you that the Committee delivered a positive opinion. The 26<sup>1</sup> Member States being in favour of the Draft Implementing Regulation represent 98,44 % of the EU population. The voting sheet is attached to this note. In addition, you will also find in annex a declaration made by one Member State.

During the consultation, we have received requests for clarification regarding the product scope and procedural aspects related to deadlines, exclusions of some types of transactions and the role of the Clearing house. After analysing these carefully, we have clarified these elements in the attached document, which will be incorporated in the FAQs currently available on our website.

Please inform us, in writing, by **Thursday 23 April COB** of any additional comments you may have to the FAQs to the mailbox: TRADE-SAFEGUARD-5.1.5@ec.europa.eu. This would allow us to still include them in the FAQs before the Regulation enters into force.

We thank you for your cooperation and understanding.

Should you have any questions please do not hesitate to contact 5.1.2e (at + 5.1.2e, or 5.1.2e@ec.europa.eu).

<sup>1</sup> In accordance with Article 8(1) of the Committee's rules of procedure, the six Member States that did not provide an opinion are regarded as having tacitly agreed to the Draft Implementing Regulation.

(e-signed)

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Committee on Safeguards  
and common rules for exports

Encl. Voting sheet, declaration and Answers to Member States requests for clarification

**Declaration made by Sweden**

*Sweden regrets the new proposal as we were foreseeing a more limited scope. Sweden would have preferred no restrictions at all. Sweden would like to emphasize again that it is crucial that all Member States immediately lift their remaining national restrictions. The free circulation of goods within the Union is one of the core principles of the EU and has to be respected. Furthermore, it is crucial to ensure efficiency as regards trade and distribution of necessary medical equipment also during this crisis. We must strive to keep markets open with our trading partners and prevent an escalation of trade barriers. The global value chains typical to specialised medical equipment must be safeguarded. The effects on developing countries must be monitored.*